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PATENT
ATTORNEY DOCKET NO.: 045636-5039

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Lise THIBODEAU *et al.*

Application No.: 09/632,806

Filed: August 4, 2000

FOR: USE OF HIV-1 gp120 AND gp160 PROTEINS
MODIFIED IN THE V3 LOOP FOR THE
PREPARATION OF VACCINE
COMPOSITIONS AND FORMULATIONS
CONTAINING THE SAME

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) Group Art Unit: 1648
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) Examiner: J. Parkin, Ph.D.
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Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop AMENDMENT**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

AMENDMENT (FEE) TRANSMITTAL FORM

1. Transmitted herewith is an Amendment responding to the Office Action dated July 15, 2004.

2. Additional papers enclosed:

☒ Declaration Under 37 C.F.R. § 1.132

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

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- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$120.00	\$ 60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input checked="" type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months	\$2,160.00	\$1,080.00

If an additional extension of time is required, please consider this a Petition

Extension of time fee due with this request: \$510.00

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. § 1.16) (SMALL ENTITY)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. § 1.16(c))	13	minus	20	0	x \$50/\$25 each=	\$ 0.00
Independent Claims (37 C.F.R. § 1.16(b))	1	minus	3	0	x \$100/\$50 each=	\$ 0.00
First presentation of Multiple dependent claim(s):					\$360/\$180	\$ 0.00
SUB-TOTAL =						\$ 0.00
Fee for <u>3</u> Month Extension of Time						\$ 510.00
TOTAL FEE =						\$ 510.00

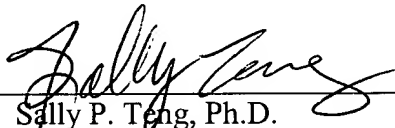
6. Fee Payment

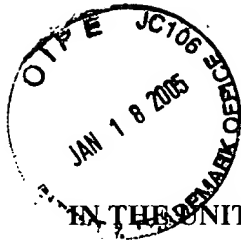
- ☒ The Commissioner is hereby authorized to charge **\$510.00** to Deposit Account No. 50-0310 for Three-Month Extension of Time Fee (Small Entity).
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,
Morgan Lewis & Bockius LLP

Date: January 18, 2005
Morgan Lewis & Bockius LLP
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PATENT
Attorney Docket No. 045636-5039

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AMENDMENT UNDER 37 C.F.R. § 1.111

This paper responds to the Office Action, dated July 15, 2004, time for response to which expired October 15, 2004. An extension of time of three months is filed concurrently, thereby extending the period of response to January 15, 2005. Since January 15, 2005, fell on a Saturday, the next business day rule applies. The next business day is Tuesday, January 18, 2005, because Monday, January 17, 2005, is a holiday. Thus, this response is being timely filed.

Applicants respectfully request reconsideration of this application in view of the following amendment and remarks.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.